

08/972,653

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4030C



**CERTIFICATE OF MAILING (37 CFR 1.8a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231

Janet Szot

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Nov. 8, 1999

(Date)

*Janet Szot*  
(Signature of person mailing paper)

Attorney Docket No. 4030C

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application

Applicant: Puterka et al. : Art Unit: 1721  
Serial No.: 08/972,653 : Examiner: Richard D. Lovering  
Filed: November 18, 1997 : Batch No.: A38  
Allowed: August 19, 1999  
Title: METHOD FOR PROTECTING SURFACES FROM ARTHROPOD INFESTATION

**REPLACEMENT TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION (37 CFR 1.321(c))**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

I, Raymond F. Keller, represent that I am an attorney of record for application Serial No. 08/972,653 filed November 18, 1997, for METHOD FOR PROTECTING SURFACES FROM ARTHROPOD INFESTATION.

The terminal part of any patent granted on the above-identified patent application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173 of United States Patent Application Serial No. 08/972,648, as presently shortened by any terminal disclaimer is hereby disclaimed, except as provided below, and it is hereby agreed that any patent so

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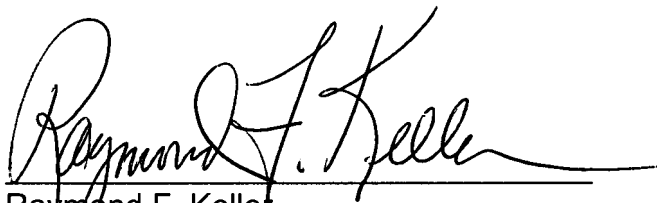
granted on the above-identified patent application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent Application Serial No. 08/972,648, this agreement to run with any patent granted on the above-identified patent application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, disclaimant does not disclaim any terminal part of any patent granted on the above-identified patent application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of United States Patent Application Serial No. 08/972,648, as presently shortened by any terminal disclaimer in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by a terminal disclaimer, except for the separation of legal title stated above.

The Commissioner is authorized to charge \$ 110.00 for the fee associated with this Terminal Disclaimer to our Deposit Account No. 05-1070.

In the event any additional fees are due in connection with the filing of this document, the Commissioner is authorized to charge those fees to our Deposit Account No. 05-1070. Petition is hereby made if required in connection with the filing of this document.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Raymond F. Keller", written over a horizontal line.

Raymond F. Keller  
Reg. No. 28,960

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